IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 5367 of 1995

Between:

1 Sri Rajeswari Saw Mill, Rep. by its Proprietor

G.Venkatramaiah, Sattupalli.
2 Rajiya Saw Mill, Rep. by its Proprietor

Abdul Nabi, Sattupalli.
3 Sri Venkateswara Saw Mill, Rep. by its Proprietor

P.L.P.Prasad, Sattupalli.

..... PETITIONERS

AND

1 Govt. of A.P., Rep. by its Municipal Secretary,

Energy, Forest, Environment, Science & Technology,
Secretariat Building, Hyderabad.
2 Divisional Forest Officer,
Khammam, Khammam District.
3 Sub Divisional Forest Officer,
Sattupalli, Khammam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction declaring the A.P. Saw Mill (Regulation) Rules, 1969 as amended by G.O.Ms.No.448, Energy, Forest, Environment and Science & Technology (For.III) dt:28/12/1989 and G.O.Ms.No.92, Energy and Forest (For.III) dt:16/4/1994 as illegal, arbitrary, unconstitutional, being violative of Articles 14 and 19(1)(G) of the Constitution of India and *ultra vires* rule making power under the A.P. Forest Act, 1967.

Counsel for Petitioners: MR. C.V.MOHAN REDDY

Counsel for Respondents: GOVERNMENT PLEADER FOR FORESTS

The Court made the following:

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ORDER:

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Sri Ramakrishna, learned Advocate, representing Sri C.V. Mohan Reddy, learned Counsel for petitioners, submits that the writ petition has become infructuous. Placing the said submission on record, the writ petition is dismissed as infructuous. No costs.

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R.SUBHASH REDDY, J

Dated: 09th December, 2004.

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ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Municipal Secretary, Energy, Forest, Environment, Science

and Technology, Government of Andhra Pradesh,

Secretariat Building, Hyderabad.

2. The Divisional Forest Officer, Khammam, Khammam District.

3. The Sub Divisional Forest Officer, Sattupalli, Khammam District.

4. Two CCs to the Government Pleader for Forests, High Court

Buildings, Hyderabad (O.U.T).

5. Two CD copies.